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8 Attorneys for Defendant,  
9 VITAMIN POWER, INC.

10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12 SAN JOSE DIVISION

13 SAN FRANCISCO TECHNOLOGY, INC., ) Case No.: CV 10-02994-HRL  
14 )  
15 Plaintiff, ) **[PROPOSED] ORDER GRANTING**  
16 vs. ) **MOTION TO WITHDRAW BY**  
17 ) **TERENCE J. O'HARA, ESQ. OF**  
18 ) **BUSTAMANTE O'HARA GAGLIASSO**  
19 AERO PRODUCTS INTERNATIONAL, ) **AS COUNSEL FOR DEFENDANT**  
20 INC., et al. ) **VITAMIN POWER, INC.**  
21 )  
22 Defendants. ) Date: December 3, 2010  
23 ) Time: 9:00am  
24 ) Dept.: 3, 5<sup>th</sup> Floor  
25 ) Judge: Honorable Jeremy Fogel

26 **THIS MATTER** came before the Court upon the Motion to Withdraw by Terence J. O'Hara,  
27 Esq. of Bustamante O'Hara Gagliasso as counsel for Defendant Vitamin Power, Inc. and after  
28 considering the Motion to Withdraw, and otherwise being duly advised in the premises and for good  
cause shown, **IT IS HEREBY ORDERED** that

1. The Motion to Withdraw if **GRANTED**.
2. Terence J. O'Hara, Esq., and the law firm of Bustamante O'Hara Gagliasso, are hereby withdrawn as counsel of record for Defendant Vitamin Power, Inc.
3. Terence J. O'Hara, Esq., and the law firm of Bustamante O'Hara Gagliasso, are hereby relieved of any and all further obligations on behalf of Defendant Vitamin Power, Inc. in this action.
4. Defendant Vitamin Power, Inc. is hereby granted thirty (30) days to retain successor

1 counsel before any additional pretrial deadlines or judgments are imposed upon them.

2 5. All future pleadings, motions, discovery, and any and all other communications  
3 concerning this matter shall be sent to David Friedlander, Vitamin Power, Inc., 39 St. Mary's Place,  
4 Freeport Industrial Park, Freeport, NY 11520, until such time an successor counsel enters an  
5 appearance.

6 DONE and ORDERED in Chambers at San Jose, California this 30 day of November, 2010.

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9 Jeremy Fogel  
10 UNITED STATES DISTRICT JUDGE  
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